IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.529 OF 2005

The State of Maharashtra ... Applicant

V/s.

Irfan Abdul Rehman Shaikh & Ors. ... Respondents

Mrs.Bhonsale, APP, for Applicant
None for Respondents

CORAM: **V.G. PALSHIKAR &**
SMT.NISHITA MHATRE, JJ.

DATED: **APRIL 5, 2005**

P.C.:

. The State has come up under section 378(3) of the Criminal Procedure Code challenging the order of acquittal passed by the learned trial Judge in Sessions Case No.14 of 2004. On a complete appreciation of evidence, the learned trial Judge has found that the explanation given by the prosecution for lodgement of the First Information Report 11 months after the occurrence of the events is not explained adequately and, therefore, the entire story of the prosecution appeared to be an after-thought concocted to harass the in-laws of the victim. This view taken while rejecting the prosecution case on appreciation of the evidence cannot be called either wrong or perverse. Hence, no

interference is called for. Leave rejected.